

BARRY J. PORTMAN  
Federal Public Defender  
JOYCE LEAVITT  
Assistant Federal Public Defender  
555 12<sup>th</sup> Street, Suite 650  
Oakland, CA 94607-3627  
(510) 637-3500

Counsel for Defendant CONTRERAS-TOLENTO

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	
	)	No. CR 07-0724 DLJ
Plaintiff,	)	
	)	STIPULATION AND [PROPOSED]
v.	)	ORDER CONTINUING CHANGE OF
	)	PLEA DATE AND EXCLUSION OF
	)	TIME
ARMANDO CONTRERAS-	)	
TOLENTO,	)	
	)	
Defendant.	)	

IT IS HEREBY STIPULATED, by and between the parties to this action, that the status date or change of plea date in this case, currently scheduled for Friday, June 6, 2008, before Honorable D. Lowell Jensen, may be continued to Friday, June 20, 2008, at 9:00 a.m. for change of plea. The case is being reassigned within the United States Attorney's Office. The parties are discussing a resolution of the case and defense counsel has provided documents to the government in mitigation. Now that the case is being reassigned, the parties are requesting a two week continuance for continuity of counsel and so that the government can continue to consider the information provided.

1 The parties stipulate that the time from June 6, 2008, to June 20, 2008, should be excluded in  
2 accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for  
3 continuity of counsel and adequate preparation of counsel.

4  
5  
6 DATED: 06-03-2008

\_\_\_\_\_  
JOYCE LEAVITT  
Assistant Federal Public Defender

8 /S/

9 DATED: 06-03-2008

\_\_\_\_\_  
W. DOUGLAS SPRAGUE  
Assistant United States Attorney

11 I hereby attest that I have on file all holographed signatures for any signatures indicated by a  
12 conformed signature “/s/” within this e-filed document.

13 **ORDER**

14  
15 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the change of plea date in this  
16 case, currently scheduled for Friday, June 6, 2008, before Honorable D. Lowell Jensen, may be  
17 continued to Friday, June 20, 2008, at 9:00 a.m. for change of plea.

18 IT IS FURTHER ORDERED that the time from June 6, 2008, to June 20, 2008, should be  
19 excluded in accordance with the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for  
20 continuity and adequate preparation of counsel. The Court finds that the ends of justice served by  
21 the granting of the continuance outweigh the best interests of the public and the defendant in a  
22 speedy and public trial and the failure to grant the requested continuance would unreasonably deny  
23 counsel the reasonable time necessary for effective preparation, taking into account due diligence.  
24  
25  
26

1  
2 SO ORDERED.  
3  
4

5 DATED:  
6

---

HONORABLE D. LOWELL JENSEN  
United States District Judge